

Adopted	Rejected
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COMMITTEE REPORT

YES:	12
NO:	0

MR. SPEAKER:

*Your Committee on Labor and Employment, to which was referred House Bill 1683, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the title and insert the following: A BILL FOR AN ACT to
- 2 amend the Indiana Code concerning utilities and transportation.
- 3 Delete everything after the enacting clause and insert the following:
- 4 SECTION 1. IC 8-9-12-1, AS ADDED BY P.L.21-2001, SECTION
- 5 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
- 6 2003]: Sec. 1. This chapter does not apply to a ~~Class II~~ or Class III
- 7 railroad as established by the Interstate Commerce Commission.
- 8 SECTION 2. IC 8-9-12-3, AS ADDED BY P.L.21-2001, SECTION
- 9 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
- 10 2003]: Sec. 3. As used in this chapter, "railroad" has the meaning set
- 11 forth in IC 8-3-1-2. However, the term does not include a ~~Class II~~ or
- 12 Class III railroad as established by the Interstate Commerce
- 13 Commission.

1 SECTION 3. IC 8-9-12-5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2003]: **Sec. 5. (a) A railroad that violates this chapter is liable to**
4 **the state for a penalty of not:**
5 **(1) less than one hundred dollars (\$100); or**
6 **(2) more than five hundred dollars (\$500);**
7 **for each violation.**
8 **(b) A suit to recover the penalty set forth in subsection (a) may**
9 **be brought by the attorney general in the name of the state on**
10 **relation of the Indiana department of transportation in the circuit**
11 **or superior court of a county through which the railroad runs or**
12 **is operated.**

(Reference is to HB 1683 as introduced.)

and when so amended that said bill do pass.

Representative Liggett